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Designated solely for service pursuant to LR 1A 11-1(b)

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ERIKA SMITH, individually and on behalf of all
 those similarly situated,

Plaintiff,

vs.

ALLSTATE FIRE AND CASUALTY
 INSURANCE COMPANY, ALLSTATE
 INDEMNITY COMPANY, ALLSTATE
 INSURANCE COMPANY, ALLSTATE
 NORTHBROOK INDEMNITY COMPANY,
 ALLSTATE PROPERTY AND CASUALTY
 INSURANCE COMPANY, ALLSTATE
 VEHICLE AND PROPERTY INSURANCE
 COMPANY, DOES 1 through 10,

Defendants.

No. 2:21-cv-00487

**STIPULATION FOR EXTENSION OF
 TIME TO RESPOND TO COMPLAINT
 AND ADOPTION OF BRIEFING
 SCHEDULE; ORDER
 (FIRST REQUEST)**

Pursuant to Rule IA 6-1 of the Local Rules of Practice for the United States District Court, District of Nevada, Plaintiff Erika Smith (“Plaintiff”) and Defendants Allstate Fire and Casualty Insurance Company, Allstate Indemnity Insurance Company, Allstate Insurance Company, Allstate Northbrook Indemnity Company, Allstate Property and Casualty Insurance Company, and Allstate Vehicle and Property Insurance Company (collectively, “Defendants”), by and through their attorneys, agree as follows:

WHEREAS, Plaintiff filed this action in state court on February 23, 2021;

WHEREAS, Defendants removed this action from state court to federal court on March 24, 2021;

WHEREAS, because Defendants were not served with a copy of the summons and complaint prior to removal, pursuant to Rules 4(d) and 81 of the Federal Rules of Civil Procedure, Defendants’ responsive pleading is due on April 14, 2021;

WHEREAS, Defendants intend to file a Motion to Dismiss the Complaint (“Motion to Dismiss”), and in order to give the parties more time to meet and confer regarding Defendants’ proposed pleading, and given the complexity of the issues, the parties seek a mutual extension of the briefing schedule on Defendants’ Motion to Dismiss;

WHEREAS, Defendant agrees to waive service of the summons and complaint in connection with this stipulated briefing schedule;

WHEREAS, the proposed modifications to the briefing schedule will not prejudice any party to this action;

WHEREAS, this is the first stipulation for any extension of time in this case.

Accordingly, Plaintiff and Defendants hereby move the Court to grant an order as follows:

1. Defendants’ Motion to Dismiss is due on or before May 14, 2021;
2. Plaintiff’s Opposition to Defendants’ Motion to Dismiss is due on or before June 14, 2021,
3. Defendants’ Reply in Support of Their Motion to Dismiss is due on or before July 9, 2021.

The parties respectfully request that the Court so order.

Dated: April 13, 2021

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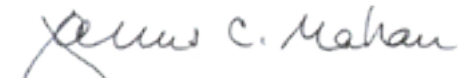
Attorneys for Plaintiff
(Signed by filing counsel with permission
received via e-mail on April 13, 2021)

/s/ Timothy O. Hemming
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Attorneys for Defendants

IT IS SO ORDERED:

1. Defendants' Motion to Dismiss is due on or before May 14, 2021;
2. Plaintiff's Opposition to Defendants' Motion to Dismiss is due on or before June 14, 2021,
3. Defendants' Reply in Support of Their Motion to Dismiss is due on or before July 9, 2021.


UNITED STATES DISTRICT JUDGE
THE HONORABLE JAMES C. MAHON

DATED: April 14, 2021

CERTIFICATE OF SERVICE

I, Timothy O. Hemming, hereby certify that on this 13th day of April, 2021, I caused to be served the foregoing **STIPULATION FOR EXTENSION OF TIME TO RESPOND TO COMPLAINT AND ADOPTION OF BRIEFING SCHEDULE; [PROPOSED] ORDER (FIRST REQUEST)** on all counsel of record via the Court's CM/ECF service system.

/s/ Timothy O. Hemming
Timothy O. Hemming, Esq.